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**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.  
840.052.203

In Re Application Of: **WHITEHOUSE, ET AL.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/901,428	7/9/01	Kiet T. Nguyen	04617	2881	8546

Invention: **MULTIPOLE ION GUIDE MASS SPECTROMETRY.....**

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**FEB 10 2005**

**COMMISSIONER FOR PATENTS:**

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 08/17/2004 finally rejecting Claim(s) 99 and 115

Applicant is a small entity under 37 CFR 1.9 and 1.27.

Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: \$250.00

A check in the amount of the fee is enclosed.

The Director has already been authorized to charge fees in this application to a Deposit Account.

02/15/2005  The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 02-2105

01 FC:2001 250.00 DA

Payment by credit card. Form PTO-2038 is attached.

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Signature

Dated: Feb. 10, 2005

Peter L. Berger, Esq. (Reg. No. 24,570)  
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

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LBL LLP

FEB 10 2005

PETITION FOR EXTENSION OF TIME TO FILE  
NOTICE OF APPEAL (Small Entity)Docket No.  
840.052.203

In Re Application Of: Whitehouse, et al.

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/901,428	7/9/01	Kiet T. Nguyen	04617	2881	8546

Invention: MULTIPOLE ION GUIDE MASS SPECTROMETRY....

COMMISSIONER FOR PATENTS:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 08/17/2004 in the above-identified application.  
 Date

The requested extension is as follows (check time period desired):

One month  Two months  Three months  Four months  Five months

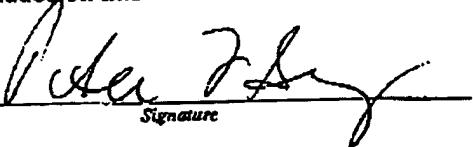
from: Nov. 17, 2004 until: Feb. 17, 2005  
 Date Date

Applicant claims small entity status. See 37 CFR 1.27

02/15/2005 DBFLL1 00000003.022145 09901428 \$510 The fee for the extension of time is and is to be paid as follows:

01 FC 2251  A check in the amount of the fee is enclosed.  
 The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-2105  
 Payment by credit card. Form PTO-2038 is attached.

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 Signature

Dated: Feb. 10, 2005

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